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IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR.

W.P.NO. 320 /2001.

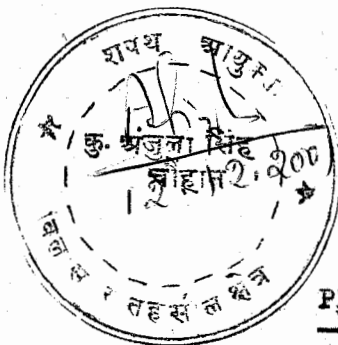
PETITIONER.

: RAJENDRA PRASAD KUSHWAHA,
S/O. SHRI RAMJUTHAN KUSHWAHA,
AGED ABOUT 31 Years.
RESIDENT OF GIDHELPARA,
BAIKUNTHPUR DISTT. KOREA (C.G.)

V E R S U S

RESPONDENTS.

- : 1. SECRETARY,
MADHYA PRADESH PUBLIC SERVICE
COMMISSION,
Residency Area, INDORE (M.P.)
2. EXAMINATION CONTROLLER,
M.P. PUBLIC SERVICE COMMISSION
Residency Area,
INDORE (M.P.)



PETITION UNDER ARTICLES 226/227 OF THE
CONSTITUTION OF INDIA.

(28)

आदेश पत्रक
W.P.No.320/2001

मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>7/8/2001</u> Smt. Meena Shastri, learned counsel for the petitioner. Dr.^N.K. Shukla, learned Dy.A.G. for the respondents/State. Heard. The matter relates to conduct the examinations for recruitment of candidates for judicial service. Learned counsel for the petitioner states that the advertisement was issued in December, 1998. Examinations were held in 1999 and the name of the petitioner had been appeared at serial no.2 in the supplementary list. The contention of the petitioner is that the very determination of percentage in respect of persons belonging to OBC as mentioned in the advertisement is contrary to the decision of the Supreme Court in this regard. Dr.N.K. Shukla, learned Dy.A.G. for the State submits that the examination was conducted a long time ago and the declaration of result also took place in 1999. Cause of action arose in 1999 itself. In this view of the matter, the High Court of Chhattisgarh would not have jurisdiction to examine the matter apart from the fact as to whether cause of action actually subsists. After hearing counsel representing the parties and on perusal	

[सिग्नेचर]

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
rsnr	.. 2 .. of the averments in this petition, I am of the view that prima facie only the High Court of Madhya Pradesh or the Courts of Madhya Pradesh will have the jurisdiction and not this Court in the facts and circumstances of the case. Accordingly I am not inclined to accept this petition. The petition is accordingly dismissed.	Sd/- Chief Justice

CR
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